

House Bill 913

By: Representative Kidd of the 141st

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to
2 elections and primaries generally, so as to provide for the nonpartisan election of sheriffs;
3 to provide for the qualifying for such offices; to provide for related matters; to repeal
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to elections and
8 primaries generally, is amended by revising paragraph (2) of subsection (c) and subparagraph
9 (i)(1)(B) of Code Section 21-2-132, relating to filing notices of candidacy, nomination
10 petitions, and affidavits, as follows:

11 "(2) Each candidate for a county ~~judicial~~ office, a local school board office, or an office
12 of a consolidated government, or the candidate's agent, desiring to have his or her name
13 placed on the nonpartisan election ballot shall file notice of candidacy in the office of the
14 superintendent no earlier than 9:00 A.M. on the fourth Monday in June immediately prior
15 to the election and no later than 12:00 Noon on the Friday following the fourth Monday
16 in June, notwithstanding the fact that any such days may be legal holidays."

17 "(B) Each candidate for a county ~~judicial~~ office, a local school board office, or an
18 office of a consolidated government, or the candidate's agent, desiring to have his or her
19 name placed on the nonpartisan election ballot shall file a notice of candidacy in the
20 office of the superintendent no earlier than 9:00 A.M. on the last Monday in July
21 immediately prior to the election and no later than 12:00 Noon on the Friday following
22 the last Monday in July, notwithstanding the fact that any such days may be legal
23 holidays;".

24 **SECTION 2.**

25 Said chapter is further amended by revising subsection (a) of Code Section 21-2-139, relating
 26 to the authorization of nonpartisan elections, as follows:

27 "(a) Notwithstanding any other provisions of this chapter to the contrary, the General
 28 Assembly may provide by local Act for the election in nonpartisan elections of candidates
 29 to fill the office of sheriff, county judicial offices, offices of local school boards, and
 30 offices of consolidated governments which are filled by the vote of the electors of said
 31 county or political subdivision. Except as otherwise provided in this Code section, the
 32 procedures to be employed in such nonpartisan elections shall conform as nearly as
 33 practicable to the procedures governing nonpartisan elections as provided in this chapter.
 34 Except as otherwise provided in this Code section, the election procedures established by
 35 any existing local law which provides for the nonpartisan election of candidates to fill
 36 county offices shall conform to the general procedures governing nonpartisan elections as
 37 provided in this chapter, and such nonpartisan elections shall be conducted in accordance
 38 with the applicable provisions of this chapter, notwithstanding the provisions of any
 39 existing local law. For those offices for which the General Assembly, pursuant to this
 40 Code section, provided by local Act for election in nonpartisan primaries and elections,
 41 such offices shall no longer require nonpartisan primaries. Such officers shall be elected
 42 in nonpartisan elections held and conducted in conjunction with the November general
 43 election in accordance with this chapter without a prior nonpartisan primary. Nonpartisan
 44 elections for municipal offices shall be conducted on the dates provided in the municipal
 45 charter."

46 **SECTION 3.**

47 All laws and parts of laws in conflict with this Act are repealed.